



1148-101-A/PWC
08/704445
H/Re
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POCKET NUMBER 202962001301	ANTICIPATED CLASSIFICATION OF THIS APPLICATION: CLASS 18N2 SUBCLASS 0715	PRIOR APPLICATION: EXAMINER S. Ziska ART UNIT 1804
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Morrison & Foerster LLP
755 Page Mill Road
Palo Alto, California 94304-1018

CERTIFICATE OF MAILING BY "EXPRESS MAIL"	
Express Mail Label No.: TB790419410 US	Date of Deposit: August 26, 1996
I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.	
 Virachack Souvannavong	

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**REQUEST FOR FILING CONTINUATION APPLICATION
UNDER 37 C.F.R. § 1.62**

Box FWC
Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

This is a Request for filing a continuation application under 37 C.F.R. § 1.62 of prior application Serial No. 08/169,293, filed on 17 December 1993 entitled METHOD OF PREVENTING DEPLETION OF NON-AUTOLOGOUS HEMATOPOIETIC CELLS AND ANIMAL MODEL SYSTEMS FOR USE THEREOF by the following inventors:

FULL NAME OF INVENTOR	FAMILY NAME Chen	FIRST GIVEN NAME Ben	SECOND GIVEN NAME
RESIDENCE & CITIZENSHIP	CITY Fremont CA	STATE OR FOREIGN COUNTRY California	COUNTRY OF CITIZENSHIP U.S.
POST OFFICE ADDRESS	POST OFFICE ADDRESS 2711 Parkside Drive	CITY Fremont	STATE & ZIP CODE/COUNTRY California 94536

200

FULL NAME OF INVENTOR	FAMILY NAME Fraser	FIRST GIVEN NAME Chris	SECOND GIVEN NAME
RESIDENCE & CITIZENSHIP	CITY Los Altos CA	STATE OR FOREIGN COUNTRY California	COUNTRY OF CITIZENSHIP Canada
POST OFFICE ADDRESS	POST OFFICE ADDRESS 720 Brentwood Place	CITY Los Altos	STATE & ZIP CODE/COUNTRY California 94024

300

FULL NAME OF INVENTOR	FAMILY NAME Weissman	FIRST GIVEN NAME Irving	SECOND GIVEN NAME
RESIDENCE & CITIZENSHIP	CITY Redwood City CA	STATE OR FOREIGN COUNTRY California	COUNTRY OF CITIZENSHIP U.S.
POST OFFICE ADDRESS	POST OFFICE ADDRESS 4147 Jefferson Avenue	CITY Redwood City	STATE & ZIP CODE/COUNTRY California 94062

The above-identified prior application in which no payment of the issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned under 37 C.F.R. § 1.62(g) as of the filing date of this new application. Please use all the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application (No new specification is required, 37 C.F.R. § 1.62(e)).

- ☐ Enter the unentered amendment previously filed on under 37 C.F.R. § 1.116 in the prior application.
- ☐ A preliminary amendment is enclosed.
- ☐ This application is being filed by less than all the inventors named in the application. The Assistant Commissioner is requested under 37 C.F.R. § 1.62(a) to delete the names of the following person or persons from the prior application who are not inventors of the invention being claimed in this application:
- ☒ The filing fee is calculated on the basis of the claims existing in the prior application as amended above.

FOR	NUMBER FILED	NUMBER EXTRA	RATE	CALCULATIONS
TOTAL CLAIMS	31 - 20 =	11	x \$22.00	\$242.00
INDEPENDENT CLAIMS	5 - 3 =	2	x \$78.00	\$156.00
MULTIPLE DEPENDENT CLAIM(S) (if applicable) (37 C.F.R. § 1.16(d))			+ \$250.00	\$0.00
			BASIC FEE	\$750.00
			TOTAL OF ABOVE CALCULATIONS =	\$1,148.00
Reduction by 1/2 for filing by small entity (Note 37 C.F.R. §§ 1.9, 1.27, 1.28).				\$0.00
			TOTAL =	\$1,148.00

- ☐ Verified statement to establish small entity status under 37 C.F.R. §§ 1.9 and 1.27:
- ☐ is enclosed.
- ☐ was filed in the prior application serial no. filed and such status is still proper and desired (37 C.F.R. § 1.28 (a)).
- ☒ A check in the amount of \$1,148.00 is enclosed for payment of the filing fee.
- ☒ The Assistant Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. §§ 1.16 and 1.17 that may be required, or credit any overpayment to **Deposit Account No. 03-1952**.
- ☐ A new oath or declaration in compliance with 37 C.F.R. § 1.63 is included since this application is a continuation-in-part which discloses and claims additional matter.
- ☒ Amend the specification by inserting after the title the sentence:
- This application is a continuation of application Serial No. 08/169,293, filed 17 December 1993, now abandoned. --
- ☒ Priority of foreign application Serial No. filed on in is claimed under 35 U.S.C. § 119(a) through (d).
- ☐ The certified copy of the priority application is enclosed.
- ☐ The certified copy of the priority application was been filed in prior application serial no. filed on .
- ☐ A certified copy has NOT yet been filed.
- ☒ The prior application is assigned of record to SyStemix, Inc. at 3155 Porter Drive, Palo Alto, California 94304.

- ☒ The power of attorney in the prior application is to:

William H. Benz (Reg. No. 25,952)	Karl Bozicevic (Reg. No. 28,807)
Felissa H. Cagan (Reg. No. 35,089)	Michelle M. McSpadden (Reg. No. 32,048)
Thomas E. Ciotti (Reg. No. 21,013)	Bill Kennedy (Reg. No. 33,407)
Nancy Joyce Gracey (Reg. No. 28,216)	Kate H. Murashige (Reg. No. 29,959)
Gladys H. Monroy (Reg. No. 32,430)	Debra Shetka (Reg. No. 33,309)
Paul Schenck (Reg. No. 27,253)	E. Thomas Wheelock (Reg. No. 28,825)
Freddie K. Park (Reg. No. 35,636)	Susan K. Lehnhardt (Reg. No. 33,943)
Patricia M. Drost (Reg. No. 29,790)	Shmuel Livnat (Reg. No. 33,949)
Tyler Dylan (Reg. No. 37,612)	Paul C. Kimball (Reg. No. 34,641)
Timothy Lithgow (Reg. No. 36,856)	Barbara J. Luther (Reg. No. 33,954)
Jackie Nakamura (Reg. No. 35,966)	Lynn E. Schwenning (Reg. No. 37,233)
Cecily Anne Snyder (Reg. No. 37,448)	Anna Lewak Wight (Reg. No. 33,006)

- ☒ Recognize as Associate Attorney(s):

Reid G. Adler (Reg. No. 30,988)	Antoinette F. Konski (Reg. No. 34,202)
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Ronald D. Devore (Reg. No. 39,958)	

- ☒ Address all future communications (may only be completed by applicant, or attorney or agent of record) to:

Antoinette F. Konski
Morrison & Foerster^{LLP}
755 Page Mill Road
Palo Alto, California 94304-1018

- ☒ Also enclosed: copy of Petition for Extension of Time filed in the parent case; check in the amount of \$1,148.00; postcard receipt.

It is understood that secrecy under 35 U.S.C. § 122 is hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 C.F.R. § 1.62 application, be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all the other applications in the same file wrapper.

Dated: August 26, 1996

Respectfully submitted,


By: 
Antoinette F. Konski
Registration No. 34,202

(1)

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Address of signator:

- ☐ Inventor
- ☐ Assignee of complete interest
- ☒ Attorney or Agent of record
- ☐ Filed under 37 C.F.R. § 1.34(a)
(no associate Power of Attorney given)

BAR CODE LABEL 		<h1 style="margin: 0;">U.S. PATENT APPLICATION</h1>			
SERIAL NUMBER 08/704,445	FILING DATE 08/26/96	CLASS 800	GROUP ART UNIT 1804		
<div style="display: flex;"> <div style="writing-mode: vertical-rl; transform: rotate(180deg); font-weight: bold; margin-right: 10px;">APPLICANT</div> <div> <p>BEN CHEN, FREMONT, CA; CHRIS FRASER, LOS ALTOS, CA; IRVING WEISSMAN, REDWOOD CITY, CA.</p> <p>**CONTINUING DATA***** VERIFIED THIS APPLN IS A CON OF 08/169,293 12/17/93 ABN</p> <p>_____</p> <p>**FOREIGN/PCT APPLICATIONS***** VERIFIED</p> <p>_____</p> <p>FOREIGN FILING LICENSE GRANTED 10/03/96</p> </div> </div>					
STATE OR COUNTRY CA	SHEETS DRAWING 6	TOTAL CLAIMS 31	INDEPENDENT CLAIMS 5	FILING FEE RECEIVED \$1,148.00	ATTORNEY DOCKET NO. 202962001301
<div style="display: flex;"> <div style="writing-mode: vertical-rl; transform: rotate(180deg); font-weight: bold; margin-right: 10px;">ADDRESS</div> <div> <p>ANTOINETTE F KONSKI MORRISON & FOERSTER 755 PAGE MILL ROAD PALO ALTO CA 94304-1018</p> </div> </div>					
<div style="display: flex;"> <div style="writing-mode: vertical-rl; transform: rotate(180deg); font-weight: bold; margin-right: 10px;">TITLE</div> <div> <p>METHOD PREVENTING DEPLETION OF NON-AUTOLOGOUS HEMATOPOIETIC CELLS AND ANIMAL MODEL SYSTEMS FOR USE THEREOF</p> </div> </div>					
<p>This is to certify that annexed hereto is a true copy from the records of the United States Patent and Trademark Office of the application which is identified above.</p> <p>By authority of the COMMISSIONER OF PATENTS AND TRADEMARKS</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div>Date</div> <div>Certifying Officer</div> </div>					